

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

**NICKOLAS TSUI, on behalf of himself and
others similarly situated,**

Plaintiff,

v.

WALMART INC.,

Defendant.

No. 1:20-cv-12309-DPW

PLAINTIFF'S MOTION FOR EXTENSION OF TIME

Plaintiff Nickolas Tsui respectfully moves this Court for an extension of time, from September 30, 2021 to October 4, 2021, to file his Motion for Final Approval of Settlement, Motion for Attorneys' Fees and Costs, and Motion for Service Award.

As grounds for this motion, Plaintiff states as follows:

1. On June 3, 2021 the Court set forth a schedule requiring Plaintiff to file his Motion for Final Approval of Settlement, Motion for Attorneys' Fees and Costs, and Motion for Service Award by September 30, 2021. ECF No. 32.

2. The deadline for Settlement Class Members to submit a claim form, object to the Settlement, or opt out of the Settlement is September 30, 2021.

3. Extending the deadline to October 4, 2021 will allow Plaintiff to have an accurate count of the number of claims, objections, and opt-out requests that have been filed in advance of the Fairness Hearing currently scheduled for October 14, 2021.

4. This extension will allow the Court to have a more complete record, approximately 10 days in advance of the Fairness Hearing. Plaintiff recommends that the

Fairness Hearing be kept on calendar, as the Court-approved notice of settlement advised Class members that the final approval motion would be heard on this date.

Defendant Walmart Inc. (“Defendant” or “Walmart”) does not oppose this motion.

WHEREFORE, Plaintiff respectfully requests that the Court grant his Motion for Extension of Time.

Dated: September 27, 2021
New York, NY

Respectfully submitted,

/s/ Adam T. Klein
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Class*

CERTIFICATE OF SERVICE

I hereby certify that on September 27, 2021 a copy of the foregoing document was filed electronically and service made by certified mail to anyone unable to accept electronic filing. Notice of this filing will be sent by email to all parties by operation of the Court's electronic filing system or by certified mail for anyone unable to accept electronic filing. Parties may access this filing through the Court's system.

/s/ Adam T. Klein
Adam T. Klein